IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.853 OF 2005
IN
APPEAL NO.334 OF 2005
IN
NOTICE OF MOTION NO.3185 OF 2004
IN
SUIT NO.3121 OF 2004

Gopal L. Raheja & anr. Appellants

versus

Vijay B. Raheja & ors. Respondents

ALONG WITH

NOTICE OF MOTION NO.1050 OF 2005
IN
APPEAL NO.334 OF 2005
IN
NOTICE OF MOTION NO.3185 OF 2004
IN
SUIT NO.3121 OF 2004

Gopal L. Raheja & anr. Appellants

versus

Vijay B. Raheja & ors. Respondents

Mr.Aspi Chinoy with Mr.Janak Dwarkadas - Sr.Counsel with Mr.P.K.Samdani with P.K.Shroff with Mr.Subodh Joshi with Ms.Radhika Pinzara, Ms.Hetal Savla i/by M/s.P.K.Shroff & Co. for appellants.

Mr.N.Seerwai, Sr.Counsel i/by J.Sagar & Associates for respondents 1 to 4.

Mr.Virag Tulzapurkar with Mr.Mahendra Ghelani i/by M/s.Law Charter for respondents 5 to 7.

Mr.Rishabh Shah with Dilip Rai i/by Raval Shah & Co. for respondent no.8

Mr.M.S.Doctor i/by M/s.Ravel & Co. for respondent no.9

CORAM : DR.S.RADHAKRISHNAN AND
S.C.DHARMADHIKARI, JJ.

DATE : 25th October 2005

PC :

1. Heard learned counsel for the appellants and respondents. After hearing the parties for some time, we are of the view that the main appeal itself bearing No.334 of 2005 should expeditiously be heard and disposed of, so as to resolve the entire dispute. Under these circumstances, hearing of Appeal No.334 of 2005 is expedited. Above appeal be placed on board peremptorily for final hearing on 16th January 2006. Printing and filing of the paper book is dispensed with.

2. In view of the above, learned counsel for the appellants is not pressing the relief of appointment of Court Receiver in the above Notice of Motions at this stage.

3. Ad-interim order which was passed by this Court in the above appeal on 22nd March 2005

shall continue till the final hearing and disposal of the appeal.

4. Both the Notice of Motions are disposed of accordingly. Liberty to apply is granted to both the parties.

(DR.S.RADHAKRISHNAN, J.)

(S.C.DHARMADHIKARI, J.)